

STATE OF NEBRASKA  
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-15525

CASE NUMBER 2015-10-PD-1

WATER DIVISION 2-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-15525 is held by Boeckman Bros.
2. According to the Cedar County Register of Deeds office, Boeckman Brothers is more specifically: Richard J. Boeckman, Michael B. and Karen M. Boeckman, Charles F. Boeckman, Donald F. and Angela M. Boeckman and Loren T. and Connie T. Boeckman.
3. Appropriation A-15525 has a priority date of July 18, 1979, and authorizes the use of water for irrigation of the 37 acres of land described below. The water may be diverted from Bow Creek at a point of diversion located on the right bank of the stream in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 14, Township 32 North, Range 2 East of the 6<sup>th</sup> P.M. in Cedar County. The rate that water may be diverted shall not exceed 0.53 cubic foot per second (cfs).

<u>Township 32 North, Range 2 East of the</u> <u>6<sup>th</sup> P.M. in Cedar County</u>	<u>Acres</u>
Section 14: NW $\frac{1}{4}$ SE $\frac{1}{4}$	27
NE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>10</u>
TOTAL	37

4. The Department has received information concerning the use of surface water appropriation A-15525 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
5. On May 11, 2015, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-15525. The Notice was delivered by certified mail to Richard J. Boeckman, 56951 892 Road, Wynot, Nebraska 68792; Michael B. and Karen M. Boeckman, 602 Jones Avenue, P.O. Box 11, Wynot, Nebraska 68792; Charles F. Boeckman, 56951 892 Road, Wynot, Nebraska 68792; Donald F. and Angela M. Boeckman, 56931 891 Road, Wynot, Nebraska 68792; and Loren T. and Connie T. Boeckman, 56951 892 Road, Wynot, Nebraska 68792.
6. No contest of the Preliminary Determination of Nonuse was received in the Department.

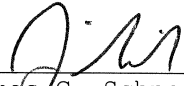
7. The Department has determined that appropriation A-15525 has not been used for its required purpose for more than five consecutive years.
8. *Nebraska Revised Statutes* § 46-229.02 provides that an appropriation not used for a beneficial purpose for more than five consecutive years may be cancelled.

ORDER

IT IS HEREBY ORDERED appropriation A-15525 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

July 6, 2015

  
James C. Schneider, Ph.D.  
Acting Director

A copy of this Order was posted on the Department's website. Copies of this Order were provided to the Department's docket clerk and field office in Norfolk, Nebraska. A copy of this Order was mailed on July 6, 2015, to the following:

Richard J. Boeckman  
56951 892 Road  
Wynot, Nebraska 68792

Donald F. and Angela M. Boeckman  
56931 891 Road  
Wynot, Nebraska 68792

Michael B. and Karen M. Boeckman  
602 Jones Avenue  
P.O. Box 11  
Wynot, Nebraska 68792

Loren T. and Connie T. Boeckman  
56951 892 Road  
Wynot, Nebraska 68792

Charles F. Boeckman  
56951 892 Road  
Wynot, Nebraska 68792